

[REDACTED] (RMD) (FBI)

b6 -2

**From:** [REDACTED] (BS)(FBI)  
**Sent:** Friday, March 05, 2010 3:47 PM  
**To:** [REDACTED] (RMD) (FBI); [REDACTED] (BS) (FBI); [REDACTED]  
**Cc:** (OGC) (FBI)  
HARDY, DAVID (RMD) (FBI); [REDACTED] (RMD) (FBI); [REDACTED]  
(BS) (FBI); [REDACTED] (BS) (FBI); [REDACTED] (BS) (FBI); [REDACTED]  
**Subject:** RE: Prepublication Review - Robert Wittman manuscript

UNCLASSIFIED  
NON-RECORD

[REDACTED]  
Per your request. Case Agent [REDACTED] put this list together.

[REDACTED]  
b6 -2  
b7D -2  
b7E -2, -3, -6

Please do not hesitate to contact us if you need anything else. Thank you for assistance with this matter.

b6 -2

**From:** [REDACTED] (RMD) (FBI)  
**Sent:** Friday, March 05, 2010 12:50 PM  
**To:** [REDACTED] (BS) (FBI)  
**Cc:** HARDY, DAVID (RMD) (FBI); [REDACTED] (RMD) (FBI); [REDACTED] (BS) (FBI); [REDACTED]  
(BS) (FBI); [REDACTED] (BS) (FBI); [REDACTED] (BS) (FBI)  
**Subject:** Prepublication Review - Robert Wittman manuscript

b6 -2

UNCLASSIFIED  
NON-RECORD

Hello [REDACTED]

b6 -2

Thank you for your email on March 2, 2010, noting the objections to Mr. Wittman's proposed manuscript. Please provide a detailed listing of all objection by:

1. the page number
2. the portion of the manuscript in question
3. what the objection is - such as law enforcement sensitive, pending investigation, etc.

This information will be critical for us to have at hand. If and when, and you know he will, take it farther.

I'm also going to try to send this email on the high side. I tried the other day on the high side and it came back - Failure to

(RMD) (FBI)

b6 -2

Mr. Wittman,

Please see attachment. The brackets on the pages, denote portions or entire pages that need to be removed. This is only a partial listing that needs to be addressed. A portion of your manuscript is currently under review by the International Office Division. Please send a copy of amended pages. We are available to discuss the redactions further.

Prepublication Review Office  
Records Management Division  
170 Marcel Drive, Room O-03  
Winchester, VA 22602-4843  
540-868-1697

b6 -2

THIS COMMUNICATION IS UNCLASSIFIED  
UNTIL THE EXPIRATION OF CLASSIFIED ENCLOSURES

[REDACTED] (RMD) (FBI)

b6 -2

**From:** [REDACTED] (OGC)(FBI)  
**Sent:** Friday, July 09, 2010 12:32 PM  
**To:** [REDACTED] (RMD) (FBI); HARDY, DAVID (RMD) (FBI); [REDACTED] (RMD)  
(FBI); [REDACTED] (OGC) (FBI); [REDACTED] (PH) (FBI); [REDACTED] (BS)  
(FBI); [REDACTED] (BS) (FBI); [REDACTED] (BS) (FBI); [REDACTED] (CID) (FBI);  
**Cc:** [REDACTED] (MM) (FBI); [REDACTED] (MM) (FBI); [REDACTED] (OGC) (FBI);  
[REDACTED] (OGC) (FBI); [REDACTED] (DO) (FBI); [REDACTED] (ITSD) (FBI);  
**Subject:** (OGC)(FBI).  
!!!!ALERT!!!! LITIGATION HOLD NOTICE RESCINDED REGARDING ROBERT WITTMAN  
**Attachments:**!!!!ALERT!!!! LITIGATION HOLD NOTICE REGARDING ROBERT WITTMAN

**SENSITIVE BUT UNCLASSIFIED**  
**NON-RECORD**

To: All recipients:

The Federal Bureau of Investigation, Office of the General Counsel advises that the litigation in the above-captioned matter is no longer anticipated. Therefore, your legal obligation to preserve information relevant to Retired FBI Special Agent Robert Wittman's manuscript has ended and the litigation hold notice attached below is rescinded. Applicable data destruction, record disposition and back-up tape recycling policies may be reinstated.

Assistant General Counsel [REDACTED] is the attorney assigned to this matter. If you have any questions, please contact her at [REDACTED]

b6 -2

If you believe that other individuals should be contacted regarding rescission of this litigation hold, please contact [REDACTED]  
[REDACTED]



!!!!ALERT!!!!  
LITIGATION HOLD..

b6 -2

~~NOTE: This message may contain information that is attorney work product and/or attorney-client privileged material. Dissemination of this e-mail, or the information it contains, should be only for official U.S. Government purposes and with all care due its sensitivity and classification. If you are reading this and are not the intended recipient, please contact me at the above number and do not disseminate the material contained in this communication without my express permission or that of an authorized official of the FBI.~~

[REDACTED] (RMD) (FBI)

b6 -2

**From:** [REDACTED] (OGC)(FBI)  
**Sent:** Tuesday, May 11, 2010 12:36 PM  
**To:** [REDACTED] (RMD) (FBI); HARDY, DAVID (RMD) (FBI); [REDACTED] (RMD) (FBI); [REDACTED] (OGC) (FBI); [REDACTED] (PH) (FBI); [REDACTED] (BS) (FBI); [REDACTED] (BS) (FBI); [REDACTED] (BS) (FBI); [REDACTED] (CID) (FBI); [REDACTED] (MM) (FBI); [REDACTED] (MM) (FBI); [REDACTED] (OGC) (FBI); [REDACTED] (OGC) (FBI); [REDACTED] (DO) (FBI); [REDACTED] (ITSD) (FBI); [REDACTED] A.  
**Cc:**  
**Subject:** !!!!!ALERT!!!! LITIGATION HOLD NOTICE REGARDING ROBERT WITTMAN  
**Importance:** High

**SENSITIVE BUT UNCLASSIFIED**  
**NON-RECORD**

TO: All recipients

The Federal Bureau of Investigation has a duty to preserve information relevant to any reasonably anticipated or existing litigation to which it or its employees may be party(ies). This duty extends to all FBI personnel. See Federal Rules of Civil Procedure; DOJ Records Management Order 2710.11 (December 8, 2006); E-Discovery Corporate Policy Directive 0140D; Electronic Discovery Policy Implementation Guide.

b7E -3, -6

Please be advised that the FBI is in receipt of a manuscript submitted by Retired FBI Special Agent ROBERT WITTMAN. The manuscript provides details about [REDACTED]

[REDACTED] Mr. WITTMAN has refused to comply with the FBI's required redactions. This litigation hold notice is being sent in anticipation of a civil lawsuit involving the manuscript.

In anticipated or existing litigation, the discovery process may be used to obtain relevant records and other information to the claims asserted. To comply with applicable law that requires the FBI to preserve such information in whatever form it is generated and maintained, the Office of the General Counsel is issuing a litigation hold to preserve all relevant paper documents, electronic documents (ESI), property, and other things pertaining to the above described case and/or claims (hereinafter "relevant items").

You are therefore required to preserve all items which may be relevant to the above described civil action. This requirement applies to paper copies as well as ESI on computer systems; on removable or portable electronic storage media, including but not limited to thumb drives, floppy discs, and cds; and on your personal home or portable computer. All ESI and other relevant items, including but not limited to e-mails and other electronic communications, word processing documents, spreadsheets, databases, calendars, telephone logs, internet usage files, network access information, and information on other kinds of media, including PDAs (such as Palm Pilots and BlackBerries), and digital voicemail, must be retained until resolution of this matter. ESI should be preserved in its originally-created, or "native" format. In addition, you should retain non-electronic documents and evidence in whatever form, including personal or desk files, calendars, notes, correspondence, drafts (partial or complete), policies, manuals, or other things relevant to the above described case or claims. Data destruction and back-up tape recycling policies must be discontinued until further notice.

Failure to preserve and retain information may subject the FBI to the risk of court imposed sanctions. Consequently, if you are unsure whether certain information should be preserved, please err on the side of

caution and preserve the information. If you have any questions about how to preserve certain ESI, please contact ITS personnel assigned to your Division. If you have any questions regarding whether or not information in your possession may be relevant, please contact the undersigned OGC attorney assigned to this matter.

Please reply to [redacted] at your earliest convenience, in order to confirm that you have received and read this notice. Thank you for your attention to this matter.

b6 -2

Contains  
Unclassified

Prepared by:



b6 -2

**SENSITIVE BUT UNCLASSIFIED**

Tracking:

Recipient	Delivery
[redacted] (RMD) (FBI)	Delivered: 5/11/2010 12:36 PM
HARDY, DAVID (RMD) (FBI)	Delivered: 5/11/2010 12:36 PM
[redacted] (RMD) (FBI)	Delivered: 5/11/2010 12:36 PM
[redacted] (OGC) (FBI)	Delivered: 5/11/2010 12:36 PM
[redacted] (PH) (FBI)	Delivered: 5/11/2010 12:36 PM
[redacted] (BS) (FBI)	Delivered: 5/11/2010 12:36 PM
[redacted] (BS) (FBI)	Delivered: 5/11/2010 12:36 PM
[redacted] (BS) (FBI)	Delivered: 5/11/2010 12:36 PM
[redacted] (BS) (FBI)	Delivered: 5/11/2010 12:36 PM
[redacted] (CID) (FBI)	Delivered: 5/11/2010 12:36 PM
[redacted] (MM) (FBI)	Delivered: 5/11/2010 12:36 PM
[redacted] (MM) (FBI)	Delivered: 5/11/2010 12:36 PM
[redacted] (OGC) (FBI)	Delivered: 5/11/2010 12:36 PM
[redacted] (OGC) (FBI)	Delivered: 5/11/2010 12:36 PM
[redacted] (DO) (FBI)	Delivered: 5/11/2010 12:36 PM
[redacted] (ITSD) (FBI)	Delivered: 5/11/2010 12:36 PM
[redacted] (OGC) (FBI)	Delivered: 5/11/2010 12:36 PM

b6 -2